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November 27, 2007

**VIA FACSIMILE: (212) 805-9573**

Honorable Harold Baer, Jr.  
Senior U. S. District Judge  
United States Courthouse  
500 Pearl Street Rm. 2230  
New York, NY 10007

NOV 27 2007

U.S. DISTRICT JUDGE  
S.D.N.Y.

tariq karim  
el shabazz  
richard r.  
harris  
qasim  
abdul-rahman  
john s.  
powell  
licensed in n. j.  
licensed in n. y.

**Re: United States v. Steven Scott Ojeda**  
**05 cr 567-09 (HB)**  
**Continuance of Sentencing Hearing**

Dear Judge Baer:

As the Court may already be aware, our office represents Mr. Ojeda in the above-captioned matter. This matter is scheduled for sentencing before your honor on Monday December 3, 2007. Our purpose for writing this Court is to respectfully request an adjournment of the aforementioned sentencing for the below stated reasons.

Our office received the revised presentence investigation report on Monday November 26 2007. In that report, it was asserted that the Guilford County District Attorney's Office in North Carolina has indicated that it will reinstate, under docket numbers 1994CRS078573 and 1994CRS078574, the charges of Trafficking in Cocaine by Possession and Trafficking in Cocaine by Transportation against Mr. Ojeda. Prior to the revised report, it was our understanding that both charges were dismissed. While this understanding was correct, it was not known that the North Carolina authorities would reopen this matter.

Clearly this Court can see how this development will and has already altered our client's position. We need an opportunity to investigate that matter, contact those authorities and attempt to advise our client of the best course of action. Therefore, it is our hope that this Court will allow Mr. Ojeda an opportunity to deal with this matter, in that it may directly impacts his sentence, by granting same a six week adjournment so that a viable resolution may be reached. Please note that the Government has been informed of this request and has indicated that it has no objection to same.

Thanking you in advance for your understanding and serious consideration regarding this request. Should you have any questions or concerns, please don't hesitate to contact the undersigned.

Respectfully submitted,

EL-SHABAZZ + HARRIS, LLC

BY Tariq Karim, El-Shabazz  
TARIQ KARIM EL-SHABAZZ

cc: Judge Harold Baer, Jr.  
Glen McGorty  
AUSA

January 3 at 12:00 AM  
be sure all the concerns  
raised in the PSR are  
addressed in your  
Pre sentence memo &  
that it is here as summary  
of sentence data.

SO ORDERED

Harold Baer, Jr.  
Harold Baer, Jr., U.S.D.J.

Date: 11/27/07

Endorsement:

January 3 at 12:00 P.M. be sure all the concerns raised at the PSR are addressed in your pre-sentence memo and that it is here in advance of sentence date.